

Supplemental Information Disclosure Statement

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated: June 23, 2010

Signature for Lisa Adams:



Docket No.: 101896-1089
(DEP6244USNP)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
David G. Malone

Application No.: 10/812,837

Filed: March 30, 2004

For: DEVICES AND METHODS FOR
FACILITATING CONTROLLED BONE
GROWTH OR REPAIR

Confirmation No.: 3121

Art Unit: 3738

Examiner: A. J. Stewart

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (IDS)

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

Applicants also bring to the attention of the Examiner the following co-pending application, the prosecution of which may be relevant to the present application:

- U.S. Appl. No. 11/528,726 (Atty. Docket No. 101896-1090, DEP6244USCIP1)
- U.S. Appl. No. 11/958,581 (Atty. Docket No. 101896-1097, DEP6243USNP)

This Supplemental Information Disclosure Statement, pursuant to 37 CFR 1.114(c), accompanies the Request for Continued Examination (37 CFR 1.114) submitted herewith.

In accordance with 37 CFR 1.98(a)(2)(ii), Applicant has not submitted copies of U.S. patents and U.S. patent applications. Copies of any foreign references and non-patent literature listed on the PTO/SB/08 are not provided as they are available in U.S. Appl. No. 11/528,726.

In accordance with 37 CFR 1.97(g), the filing of this Supplemental Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Supplemental Information Disclosure Statement shall not be construed to be an admission that the information cited in the statement is, or is considered to be, material to patentability as defined in § 1.56 (b).

It is submitted that the Supplemental Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith to our Deposit Account No. 141449, under Order No. 101896-1089 (DEP6244USNP).

Dated: June 23, 2010

Respectfully submitted,


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